From: Dunham, Sarah [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=A9444681441E4521AD92AE7D42919223-SDUNHAM]

Sent: 9/20/2019 3:01:58 PM **To**: docandsam@yahoo.com

Subject: Fwd: SAFE Status List & SAFE preamble on Health Effects with NAAQS addition

Attachments: EPA SAFE FRM preamble Health Effects with NAAQS placeholder 09-16-19.docx; ATT00001.htm; Status of NHTSA

Requests to EPA for SAFE_091619 io additions.docx; ATT00002.htm

Begin forwarded message:

From: "Woods, Clint" < woods.clint@epa.gov>
Date: September 20, 2019 at 10:41:54 AM EDT

To: "Morrison, Jonathan (NHTSA)" < Jonathan. Morrison@dot.gov>, Jim Tamm < james.tamm@dot.gov>, "Rutledge, Ross

(NHTSA)" < ross.rutledge1@dot.gov>

Cc: "Idsal, Anne" <idsal.anne@epa.gov>, "Schwab, Justin" <Schwab.Justin@epa.gov>, "Harlow, David" <, "Dominguez, Alexander" <dominguez.alexander@epa.gov>, "Dunham, Sarah" <, "Dunham, Sarah@epa.gov, "Cook, Leila" <, "Hengst, Benjamin" <, "Hengst, Benjamin@epa.gov>

Subject: SAFE Status List & SAFE preamble on Health Effects with NAAQS addition

Jonathan, Ross, and Jim,

Attached is an annotated SAFE status list as well as updated SAFE preamble text on health effects (with references to recent / ongoing NAAQS efforts). Look forward to talking in more depth soon – Thanks!

Clint

From: Dunham, Sarah [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=A9444681441E4521AD92AE7D42919223-SDUNHAM]

Sent: 1/22/2019 7:09:38 PM
To: docandsam@yahoo.com
Subject: Fwd: Draft QFR Responses

Attachments: dsh2019.01.18 - PROGRAM OFFICE DESIGNATED - ALL QFRs Wheeler 01.16.2019 cw.docx; ATT00001.htm

Begin forwarded message:

From: "Woods, Clint" <<u>woods.clint@epa.gov</u>>
Date: January 22, 2019 at 1:20:30 PM EST
To: "Wehrum, Bill" <Wehrum.Bill@epa.gov>

Cc: "Gunasekara, Mandy" <<u>Gunasekara.Mandy@epa.gov</u>>, "Shaw, Betsy" <<u>Shaw.Betsy@epa.gov</u>>, "Harlow, David" <<u>harlow.david@epa.gov</u>>, "Schwab, Justin" <<u>Schwab.Justin@epa.gov</u>>, "Tsirigotis, Peter" <<u>Tsirigotis.Peter@epa.gov</u>>, "Dunham, Sarah" <<u>Dunham.Sarah@epa.gov</u>>, "Grundler, Christopher" <<u>grundler.christopher@epa.gov</u>>, "Shoaff, John" <Shoaff.John@epa.gov>, "Edwards, Jonathan" <Edwards.Jonathan@epa.gov>

Subject: Draft QFR Responses

Bill,

Attached for review by you and those CCed is the first set of draft responses to the questions for the record from Senate EPW. Please excuse my delay, and thanks to David for being the laboring oar this weekend.

Justin has confirmed that OAR was tasked with responding to \sim 99 of the 202 questions. The attached contains draft responses to the bulk of these with three exceptions:

- Highlighted yellow are a batch of renewable fuels-related questions for which Mandy is taking a crack at drafting;
- Highlighted turquoise are a limited number of more sensitive questions which contain specific requests for information for which you may have strong feelings on how to respond and/or may want to take a closer look at;
- Highlighted green are co-assigned to another part of EPA for which there may be greater equities, including more personalized inquiries for the Administrator's Office.

As a reminder, OCIR is hoping to get OAR's draft responses by 10:00 AM tomorrow, and then they intend to simultaneously provide the set to the Administrator and OMB at approximately noon. Please feel free to send corrections, particularly red flags, to me or David by the end of the day.

Clint Woods Deputy Assistant Administrator Office of Air and Radiation, U.S. EPA 202.564.6562

From: cfdcinc@aol.com [cfdcinc@aol.com]

Sent: 3/11/2021 2:22:24 PM

To: Regan, Michael [Regan.Michael@epa.gov]

CC: Utech, Dan [Utech.Dan@epa.gov]; Nushida.jane@epa.gov; Goffman, Joseph [Goffman.Joseph@epa.gov]; Harris,

Sincere [Harris.Sincere@epa.gov]

Subject: Fwd: Octane & Repeal & Replace SAFE Rule
Attachments: Regan Letter1.pdf; Regan Letter1.doc

Sorry, meant to attach this as a pdf for security.

Thank you.

----Original Message-----From: cfdcinc@aol.com

To: Regan.Michael@epa.gov <Regan.Michael@epa.gov>

Cc: utech.dan@epa.gov <utech.dan@epa.gov>; Nushida.jane@epa.gov <Nushida.jane@epa.gov>; goffman.joseph@epa.gov <goffman.joseph@epa.gov>; harris.sincere@epa.gov <harris.sincere@epa.gov>

Sent: Thu, Mar 11, 2021 9:00 am

Subject: Octane & Repeal & Replace SAFE Rule

Greetings and Congratulations to all of you in the Administrator's office that give us hope!

Please see the attached and hopefully you can see to it that Mr. Regan will be able to read this himself.

Thank you.

Douglas A. Durante



Douglas A. Durante Executive Director Clean Fuels Development Coalition P.O. Box 341876 Bethesda MD 20827 301 537 8830

From: Paul Billings [Paul.Billings@lung.org]

Sent: 2/22/2021 3:30:20 PM

To: Enobakhare, Rosemary [Enobakhare.Rosemary@epa.gov]

CC: Cassady, Alison [Cassady.Alison@epa.gov]; Goffman, Joseph [Goffman.Joseph@epa.gov]

Subject: RE: EO 13990 List to OMB?

Attachments: ATT00001.txt

Thank you for sharing.

I know that public interest in this information is high, so I hope it will be posted publicly soon.

Thanks Paul

Paul Billings National Senior Vice President, Public Policy American Lung Association Direct 202-785-3988

From: Enobakhare, Rosemary < Enobakhare. Rosemary@epa.gov>

Sent: Monday, February 22, 2021 10:04 AM **To:** Paul Billings < Paul. Billings@lung.org>

Cc: Cassady, Alison <Cassady.Alison@epa.gov>; Goffman, Joseph <Goffman.Joseph@epa.gov>

Subject: RE: EO 13990 List to OMB?

Hey Paul,

Below is some of the information you might be looking for. Let me know if you need anything else. Also, it's important to note that a broader list of actions we anticipate will be shared as part of the Spring Regulatory Agenda. Please don't share the info below widely.

EPA, in accordance with President Biden's Executive Order on Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis, has conducted a review of regulatory actions issued under the previous Administration. As directed by the Executive Order, EPA has sent to OMB a preliminary list of actions that we are considering revising or rescinding.

The preliminary list is now with OMB to review, and in coordination with EPA and other agencies, it will determine appropriate next steps. As stated in the EO, the following regulatory actions were among those included in the review:

- Oil and Natural Gas Sector: Emission Standards for New, Reconstructed, and Modified Sources Reconsideration
- The Safer Affordable Fuel-Efficient (SAFE) Vehicles Rules (Parts 1 and 2)
- National Emission Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units—Reconsideration of Supplemental Finding and Residual Risk and Technology Review.

From: Paul Billings < Paul. Billings@lung.org>
Sent: Friday, February 19, 2021 3:56 PM

To: Goffman, Joseph < Goffman, Joseph@epa.gov>; Cassady, Alison < Cassady, Alison@epa.gov>

Cc: Enobakhare, Rosemary < Enobakhare. Rosemary@epa.gov>

Subject: EO 13990 List to OMB?

Hi Joe and Alison

As I understand <u>EO 13990</u>, EPA is supposed to submit the list climate rules that "will be completed by December 31, 2021 and that would be subject to OMB review" to OMB and the National Climate Advisor by today – February 19, 2021 – which is 30 days after EO 13990 was signed.

Can you share the list or direct me to the website where the list will be posted?

Thanks so much Paul

Paul Billings

National Senior Vice President | Public Policy American Lung Association

1331 Pennsylvania Ave NW #1425 | Washington DC 20004

D: 202-785-3988

Lung HelpLine: 1-800-LUNGUSA Lung.org | Paul.Billings@Lung.org

Pronouns: He/Him/His

From: Josh Price [jprice@heightllc.com]

Sent: 3/31/2020 2:58:14 PM

To: Gunasekara, Mandy [gunasekara.Mandy@epa.gov]

Subject: EPA Press Distro?

Hi Mandy, hope you're well. Do you know who I should talk to to be added to EPA's press distro list? I saw you all are holding a conference on the SAFE rule and was hoping to dial in.

Let me know if you can help. No worries if not.

Thank you!

Josh Price

Senior Analyst, Energy & Utilities o: 202-629-0009 | m: 202-436-2754 1775 Pennsylvania Ave. NW, 11th Fioor Washington, DC 20006 www.heightllc.com

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From: Berit Mansour [berit@manbergstrategies.com]

Sent: 5/8/2020 8:57:31 PM

To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Gunasekara, Mandy [gunasekara.Mandy@epa.gov]

Subject: ATTN: Administrator Wheeler Re: Covid-19 & Fine Particulates **Attachments**: EPALetter_COVID+FineParticulateEmissions_050820.pdf

Administrator Wheeler & Ms. Gunasekara—

I am reaching out on behalf of the organizations below to share the attached letter detailing concerns with COVID-19 and recent research reporting that fine particulates exacerbate the impact of the virus. The signatories believe strongly that EPA has a responsibility to take this and any future research seriously and promote solutions that are in the best interest of all Americans.

- Clean Fuels Development Coalition
- National Farmers Union
- Renewable Fuels Association
- Dakota AG Energy
- Governors' Biofuels Coalition
- Clean Fuels Foundation
- Glacial Lakes Energy
- South Dakota Farmers Union
- North Dakota Farmers Union
- Montana Farmers Union

Thank you, Berit

Berit Mansour Principal | Manberg Strategies (402) 968-8554

From: Davenport, Coral [coral.davenport@nytimes.com]

Sent: 3/30/2020 4:26:44 PM

To: Gunasekara, Mandy [gunasekara.Mandy@epa.gov]

Subject: embargoed remarks on SAFE rule

Hi, Mandy,

I hope you're staying safe and well. We're gearing up to cover the finalizing of the SAFE rule - Lisa said you might be willing to share the administrator's remarks on embargo. Also - could you let me know when the rule itself will actually be published? I understand that tomorrow will be the actual announcement, but when will get our hands on the full doc?

Thanks so much,

Coral

__

Coral Davenport
Energy and Environment Correspondent
The New York Times
Washington Bureau
1627 I St. NW, Suite 700
Washington, DC 20006
coral.davenport@nytimes.com
O 202-862-0359
C 703-618-0645
Twitter @CoralMDavenport

From: Travis Annatoyn [tannatoyn@democracyforward.org]

Sent: 6/29/2020 7:30:39 PM

To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Idsal, Anne [idsal.anne@epa.gov]; Lieske, Christopher

[lieske.christopher@epa.gov]; EPA Office of Transportation & Air Quality [OTAQ@epa.gov]

Subject: Re: Petition for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Attachments: 03-26-20epacomments.pdf

Dear Administrator Wheeler:

This email includes exhibit 95 of the 98 exhibits in support of the Petition of UCS et al. for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Travis Annatoyn

Senior Counsel, Democracy Forward Foundation

tannatoyn@democracyforward.org | (202) 601-2483

NOTICE: This communication and any attachments may contain privileged or other confidential information and is intended only for use by the individual or entity named above. If you have received this communication in error, please immediately advise the sender by reply email and immediately delete the message and any attachments without copying or disclosing the contents.

On Mon, Jun 29, 2020 at 3:28 PM Travis Annatoyn < tannatoyn@democracyforward.org wrote: Dear Administrator Wheeler:

This email includes exhibit 94 of the 98 exhibits in support of the Petition of UCS *et al.* for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Travis Annatoyn
Senior Counsel, <u>Democracy Forward Foundation</u>
tannatoyn@democracyforward.org | (202) 601-2483

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On Mon, Jun 29, 2020 at 3:28 PM Travis Annatoyn < tannatoyn@democracyforward.org wrote: Dear Administrator Wheeler:

This email includes exhibits 92 and 93 of the 98 exhibits in support of the Petition of UCS et al. for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Travis Annatoyn
Senior Counsel, <u>Democracy Forward Foundation</u>
tannatoyn@democracyforward.org | (202) 601-2483

On Mon, Jun 29, 2020 at 3:27 PM Travis Annatoyn < tannatoyn@democracyforward.org wrote: Dear Administrator Wheeler:

This email includes exhibits 88 through 91 of the 98 exhibits in support of the Petition of UCS *et al.* for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Travis Annatoyn Senior Counsel, <u>Democracy Forward Foundation</u> <u>tannatoyn@democracyforward.org</u> | (202) 601-2483

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On Mon, Jun 29, 2020 at 3:25 PM Travis Annatoyn < <u>tannatoyn@democracyforward.org</u>> wrote: Dear Administrator Wheeler:

This email includes exhibits 82 through 87 of the 98 exhibits in support of the Petition of UCS et al. for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Travis Annatoyn Senior Counsel, <u>Democracy Forward Foundation</u> <u>tannatoyn@democracyforward.org</u> | (202) 601-2483

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On Mon, Jun 29, 2020 at 3:23 PM Travis Annatoyn < tannatoyn@democracyforward.org wrote: Dear Administrator Wheeler:

This email includes exhibits 74 through 81 of the 98 exhibits in support of the Petition of UCS *et al.* for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Travis Annatoyn Senior Counsel, <u>Democracy Forward Foundation</u> tannatoyn@democracyforward.org | (202) 601-2483

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On Mon, Jun 29, 2020 at 3:20 PM Travis Annatoyn < tannatoyn@democracyforward.org wrote: Dear Administrator Wheeler:

This email includes exhibits 59 through 73 of the 98 exhibits in support of the Petition of UCS *et al.* for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Travis Annatoyn Senior Counsel, <u>Democracy Forward Foundation</u> tannatoyn@democracyforward.org | (202) 601-2483

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On Mon, Jun 29, 2020 at 3:17 PM Travis Annatoyn < tannatoyn@democracyforward.org wrote: Dear Administrator Wheeler:

This email includes the first 58 of 98 exhibits in support of the Petition of UCS et al. for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule.

Travis Annatoyn Senior Counsel, <u>Democracy Forward Foundation</u> <u>tannatoyn@democracyforward.org</u> | (202) 601-2483

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On Mon, Jun 29, 2020 at 3:02 PM Travis Annatoyn < tannatoyn@democracyforward.org wrote: Dear Administrator Wheeler:

Pursuant to Section 307(d) of the Clean Air Act, please see attached for a Petition for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule, EPA-HQ-OAR-2018-0283, from the Union of Concerned Scientists *et al.*

The Petition is supported by 98 exhibits, which will follow in subsequent emails responding to this message.

Please do not hesitate to contact me if you have any questions regarding the Petition.

Regards,

Travis Annatoyn
Senior Counsel, <u>Democracy Forward Foundation</u>
tannatoyn@democracyforward.org | (202) 601-2483

From: Travis Annatoyn [tannatoyn@democracyforward.org]

Sent: 6/29/2020 7:23:52 PM

To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Idsal, Anne [idsal.anne@epa.gov]; Lieske, Christopher

[lieske.christopher@epa.gov]; EPA Office of Transportation & Air Quality [OTAQ@epa.gov]

Subject: Re: Petition for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Attachments: Policy Integrity, Shortchanged (June 2020).pdf; Business Insider - Tesla battery supplier CATL touts battery lasting 1

million miles - Business Insider.pdf; EPA 2019 Auto Trends.pdf; Final Regulatory Impact Analysis for MY 1985-86 Light Truck Fuel Economy Standards (1984).pdf; BatPaC Model Documentation - Third Edition.pdf; Regulatory Support

Document for Final Evaporative Emission Regulation for 1984 and Later MY Gasoline-Fueled HEavy-Duty

Vehicles.PDF; Energy Conservation Program for Consumer Products Proposed Rule (1980).pdf; Sallee 2014 Rational

Inattention.pdf

Dear Administrator Wheeler:

This email includes exhibits 74 through 81 of the 98 exhibits in support of the Petition of UCS *et al.* for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Travis Annatoyn Senior Counsel, <u>Democracy Forward Foundation</u> tannatoyn@democracyforward.org | (202) 601-2483

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Travis Annatoyn
Senior Counsel, <u>Democracy Forward Foundation</u>
tannatoyn@democracyforward.org | (202) 601-2483

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On Mon, Jun 29, 2020 at 3:17 PM Travis Annatoyn < tannatoyn@democracyforward.org wrote: Dear Administrator Wheeler:

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Travis Annatoyn
Senior Counsel, <u>Democracy Forward Foundation</u>
<u>tannatoyn@democracyforward.org</u> | (202) 601-2483

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The Petition is supported by 98 exhibits, which will follow in subsequent emails responding to this message.

Please do not hesitate to contact me if you have any questions regarding the Petition.

Regards,

Travis Annatoyn
Senior Counsel, <u>Democracy Forward Foundation</u>
tannatoyn@democracyforward.org | (202) 601-2483

From: Travis Annatoyn [tannatoyn@democracyforward.org]

Sent: 6/29/2020 7:20:16 PM

To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Idsal, Anne [idsal.anne@epa.gov]; Lieske, Christopher

[lieske.christopher@epa.gov]; EPA Office of Transportation & Air Quality [OTAQ@epa.gov]

Subject: Re: Petition for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Attachments: 03-26-20epaemail.pdf; Greene on Scrappage 2018.pdf; Dou _ Linn (2020).pdf; Knittel (2011).pdf; EPA Guidelines for

Economic Analysis.pdf; Rulemaking Support Paper for Proposed Light Truck Fuel Economy Standards MY 1986-87.pdf; BLM-2018-0001-223607.pdf; Gillingham _ Stock (2018).pdf; DOT benefit-cost-analysis-guidance-2020_0.pdf; NHTSA Drivery Injury 2013.pdf; Huang et al 2018.pdf; BLM-2016-0001-9127.pdf; Supplement to Final Regulatory Impact Analysis for MY 1985-86 Light Truck Fuel Economy Standards (1984).pdf; Duncan et al 2019.pdf; IIHS HLDI

Status Report 2016.pdf

Dear Administrator Wheeler:

This email includes exhibits 59 through 73 of the 98 exhibits in support of the Petition of UCS *et al.* for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Travis Annatoyn Senior Counsel, <u>Democracy Forward Foundation</u> tannatoyn@democracyforward.org | (202) 601-2483

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Travis Annatoyn
Senior Counsel, <u>Democracy Forward Foundation</u>
tannatoyn@democracyforward.org | (202) 601-2483

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The Petition is supported by 98 exhibits, which will follow in subsequent emails responding to this message.

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Regards,

Travis Annatoyn
Senior Counsel, <u>Democracy Forward Foundation</u>
<u>tannatoyn@democracyforward.org</u> | (202) 601-2483

From: Travis Annatoyn [tannatoyn@democracyforward.org]

Sent: 6/29/2020 7:17:51 PM

To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Idsal, Anne [idsal.anne@epa.gov]; Lieske, Christopher

[lieske.christopher@epa.gov]; EPA Office of Transportation & Air Quality [OTAQ@epa.gov]

Subject: Re: Petition for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Attachments: Gillingham Myopia 2019.pdf; Anderson et al. 2010.pdf; Klier _ Linn.pdf; Houde NBER Working Paper.pdf; Cooke

Trade-Off 2016.pdf; Greene et al 2018.pdf; Huang et al PPT 2017.pdf; NEMS - NHTSA BEV costs + augural

standards.xlsx; Leard Linn Zhou.pdf; NEMS - NHTSA BEV costs + FRM standards.xlsx; Gerarden et al 2017.pdf; NEMS -

EIA BEV costs + augural standards.xlsx; NEMS - EIA BEV costs + FRM standards.xlsx; Hille-

Möbius2019_Article_EnvironmentalPolicyInnovationA.pdf; Whitefoot et al. 2018.pdf; Bento et al 2019.pdf; Tesla U.S

Sales Figures.pdf; Bento et al. (2020).pdf; MacKenzie and Heywood (2015).pdf; ICCT -

EV_Government_WhitePaper_20180514.pdf; Robertson2018_Article_RoadDeathTrendInTheUnitedState.pdf;

Helfand _ Dorsey-Palmateer 2015.pdf; Leard (2020).pdf; Helfand et al 2016.pdf; Houde _ Spurlock 2016.pdf; McCartt

_ Hu 2017.pdf; Allcott 2016.pdf; Parry _ Small 2005.pdf; ICCT - EV_cost_2020_2030_20190401.pdf;

Policy_Integrity_Response comments_to_NHTSA_and_EPA May 2019.pdf;

US_DIS_DCD_1_19cv965_Joint_STATUS_REPORT_by_CALIFORNIA_AIR_RESOURCES_BO.pdf; Bloomberg - Tesla Said to Agree to Buy Batteries From LG for China Factory - Bloomberg.pdf; Hu _ Cicchino 2018.pdf; Bento et al Flawed Analysis 2018.pdf; Ahmed et al. 2015.pdf; Helfand et al PPT 2018.pdf; Fischer 2010.pdf; Lemp _ Kockelman 2008.pdf; Helfand _ Wolverton (2011).pdf; 01-30-20idsalbriefing.pdf; Berry et al. (2004).pdf; Arrow et al. Science.pdf; West 2004.pdf; Huang et al PPT 2018.pdf; 05-18-20-tc-cars-letter-to-epa-ig-002-.pdf; Davis 2007.pdf; Regulatory Analyses, Regulatory Evaluations, _ Other Reports Completed by NCSA Office of Regulatory Analysis by Date (Updated Jul 20.pdf; Tesla Q4 2019 Vehicle Production & Deliveries _ Tesla, Inc_.pdf;

Policy_Integrity_Supplemental_Comments_NHTSA_2018.12.21.pdf; Reuters - Exclusive_ Tesla's secret batteries aim to rework the math for electric cars and the grid - Reuters.pdf; Kim et al 2006.pdf; Barkenbus 2010.pdf; Perma _ Tesla Model S _ NHTSA Crash Test - Consumer Reports News.pdf; DOE 1996 Process Rule.pdf; GM, FCA unmasked as source of Tesla's cash from emissions credits.pdf; Huang _ Helfand Memo on Lending 2016.pdf; Receipt.pdf; OMEGA - Summary Output Results for Previous Standards (compliance costs).xls

Dear Administrator Wheeler:

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Travis Annatoyn Senior Counsel, <u>Democracy Forward Foundation</u> tannatoyn@democracyforward.org | (202) 601-2483

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Pursuant to Section 307(d) of the Clean Air Act, please see attached for a Petition for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule, EPA-HQ-OAR-2018-0283, from the Union of Concerned Scientists *et al*.

The Petition is supported by 98 exhibits, which will follow in subsequent emails responding to this message.

Please do not hesitate to contact me if you have any questions regarding the Petition.

Regards,

Travis Annatoyn Senior Counsel, <u>Democracy Forward Foundation</u> <u>tannatoyn@democracyforward.org</u> | (202) 601-2483

From: Travis Annatoyn [tannatoyn@democracyforward.org]

Sent: 6/29/2020 7:50:15 PM

To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Idsal, Anne [idsal.anne@epa.gov]; Lieske, Christopher

[lieske.christopher@epa.gov]; EPA Office of Transportation & Air Quality [OTAQ@epa.gov]

Subject: Re: Petition for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Attachments: 02-05-20epacommentstodot-optimized-01_Part1.pdf

Dear Administrator Wheeler:

In addition to sending exhibit 98 of the Petition of UCS *et al.* for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule as a link to a Google Drive document, we are also splitting the document into two volumes and transmitting as .pdf files. Attached is part one of exhibit 98.

Travis Annatoyn
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The Petition is supported by 98 exhibits, which will follow in subsequent emails responding to this message.

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Sent: 6/29/2020 7:50:55 PM

To: Wheeler, Andrew [wheeler.andrew@epa.gov]; Idsal, Anne [idsal.anne@epa.gov]; Lieske, Christopher

[lieske.christopher@epa.gov]; EPA Office of Transportation & Air Quality [OTAQ@epa.gov]

Subject: Re: Petition for Reconsideration of Part II of the Safer Affordable Fuel Efficient Vehicles Rule

Attachments: 02-05-20epacommentstodot-optimized-01_Part2.pdf

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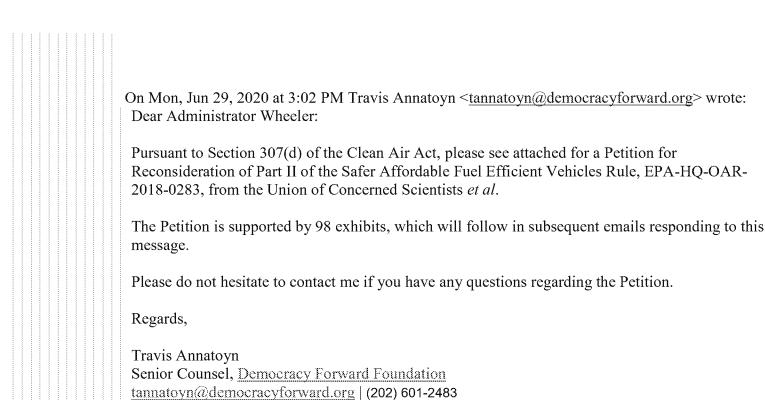
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<u>tannatoyn@democracyforward.org</u> | (202) 601-2483



From: Lucian Pugliaresi [loup@eprinc.org]

Sent: 7/14/2020 7:27:44 PM

To: Idsal, Anne [idsal.anne@epa.gov]

Subject: Re: Invitation to participate in Webinar on SAFE Rule, July 27

Hi Anne, Thanks so much and we'll update the draft agenda. I'll be in touch. Best, Lou

Lucian Pugliaresi President Energy Policy Research Foundation, Inc. 1031 31st Street NW Washington, DC 20007

Tel: 202 944 5082 Fax: 202 944 3339 Cell: 202 494 9411

From: "Idsal, Anne" <idsal.anne@epa.gov> Date: Tuesday, July 14, 2020 at 12:05 PM To: Lucian Pugliaresi <loup@eprinc.org>

Cc: "Millett, John" <Millett.John@epa.gov>, "DeLuca, Isabel" <DeLuca.Isabel@epa.gov>, "Campbell, Ann"

<Campbell.Ann@epa.gov>, "Rakosnik, Delaney" <rakosnik.delaney@epa.gov>

Subject: Re: Invitation to participate in Webinar on SAFE Rule, July 27

Good afternoon Lou,

I look forward to providing remarks on 7/27 to the groups. Thank you for the thoughtful invitation.

Best, Anne

Anne L. (Idsal) Austin Principal Deputy Assistant Administrator - Office of Air and Radiation U.S. EPA

On Jul 14, 2020, at 11:46 AM, Lucian Pugliaresi < loup@eprinc.org> wrote:

Hi Anne, IER and EPRINC are hosting a webinar on the SAFE rule. Our draft agenda is attached and I'm fairly sure DOT will participate. We would very much like to have someone from EPA as well, perhaps you could give some opening comments. The event is scheduled for July 27th.

As always, we appreciate any help you can give us on this.

Best,

Lou

Lucian Pugliaresi President Energy Policy Research Foundation, Inc. (EPRINC) 1031 31st Street, NW Washington, DC 20007 Main: 202 944 3339

Direct: 202 944 5082 Fax: 202 944 9830 Cell: 202 494 9411

eprinc.org

<SAFE Rule Workshop Draft agenda July 10 draft.docx>
<ATPFile_CE6EEE48-3663-4393-AEBB-9A55F7C1723F.token>

From: Dimitri.Karakitsos@hklaw.com [Dimitri.Karakitsos@hklaw.com]

Sent: 7/9/2019 12:32:28 PM

To: Idsal, Anne [idsal.anne@epa.gov]

CC: Rakosnik, Delaney [rakosnik.delaney@epa.gov]

Subject: RE: NGV follow up

Thanks very much Anne. Delaney please let me know if Anne has any availability Monday, Tuesday, or Wednesday next week? If not what days might work the week of the 22nd?

Thanks you,

Dimitri

From: Idsal, Anne <idsal.anne@epa.gov> Sent: Monday, July 08, 2019 12:08 PM

To: Karakitsos, Dimitrios J (WAS - X75132) < Dimitri.Karakitsos@hklaw.com>

Cc: Rakosnik, Delaney <rakosnik.delaney@epa.gov>

Subject: Re: NGV follow up

[External email]

Good morning Dimitri,

I'd certainly be able to find time to meet and appreciate your offer to share your views. I've CC'd Delaney to help schedule a time.

Best,

Anne

Sent from my iPhone

On Jul 8, 2019, at 6:50 AM, "Dimitri.Karakitsos@hklaw.com" <Dimitri.Karakitsos@hklaw.com> wrote:

Anne,

We had a meeting with Bill and Clint this year to discuss a potential path to provide greater parity for NGVs in the upcoming final SAFE rule. The meeting was in part facilitated due to some Congressional outreach to the Administrator's office and we thought it was very productive on our end. Given the transition in leadership I wanted to see if it might be possible to come in and give you a brief overview of the issue area in the next week or two if there are any convenient times for you? I can only imagine how busy you are but given the limited time before this rule is finalized we viewed this as a critical time and wanted to reach out.

Thank you and happy to discuss or answer any questions.

Dimitri

Dimitrios Karakitsos | Holland & Knight

Partner

Holland & Knight LLP

800 17th Street N.W., Suite 1100 | Washington, DC 20006 Phone 202.469.5132 | Fax 202.955.5564 dimitri.karakitsos@hklaw.com | www.hklaw.com

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From: Max Pyziur [maxp@eprinc.org]
Sent: 7/26/2020 11:17:06 PM

To: William Pack [willp@eprinc.org]; heidi.king@mac.com; Idsal, Anne [idsal.anne@epa.gov]; Lucian Pugliaresi

[loup@eprinc.org]; Thomas Pyle [tpyle@ierdc.org]; Geoffrey Pohanka [gpohanka@pohanka.com];

jonathan.morrison@dot.gov; mills@digitalpowergroup.com; kstein@ierdc.org

CC: DeLuca, Isabel [DeLuca.Isabel@epa.gov]; Garrett Kehr [gkehr@ierdc.org]

Subject: Re: EPRINC/IER SAFE Rule Virtual Workshop Panelists **Attachments**: EPRINC-SafeRuleWorkshop-July2020-Version1.pdf

Greetings to all,

Ahead of the workshop tomorrow, I'm attaching my presentation.

While my slides have a bit of verbiage (about 6 of them), I plan on speaking no more than 10 minutes. So, I'm going to try and push through quickly so that the attention is on you.

Max

Max Pyziur

Director - Downstream, Transportation Fuels, & Natural Gas Projects

Energy Policy Research Foundation, Inc. (EPRINC)

1031 31st Street, NW Washington, DC 20007 Mobile: 917-776-7234

Main: 202-944-3339 Email: maxp@eprinc.org http://www.eprinc.org/

From: William Pack <willp@eprinc.org> Sent: Wednesday, July 22, 2020 2:34 PM

To: heidi.king@mac.com <heidi.king@mac.com>; Max Pyziur <maxp@eprinc.org>; idsal.anne@epa.gov <idsal.anne@epa.gov>; Lucian Pugliaresi <loup@eprinc.org>; Thomas Pyle <tpyle@ierdc.org>; Geoffrey Pohanka <gpohanka@pohanka.com>; jonathan.morrison@dot.gov <jonathan.morrison@dot.gov>; mills@digitalpowergroup.com <mills@digitalpowergroup.com>; kstein@ierdc.org <kstein@ierdc.org>

Cc: DeLuca.lsabel@epa.gov < DeLuca.lsabel@epa.gov >; Garrett Kehr < gkehr@ierdc.org >

Subject: EPRINC/IER SAFE Rule Virtual Workshop Panelists

Dear Panelist:

Thank you so much for participating in Monday's upcoming workshop on the SAFE rule. The workshop will be invitation only so we know who is in the virtual room. Press will not be invited and we will operate under Chatham House rules. Also, please send me an email address for anyone you would like us to reach out and we will send them an invitation.

As you know, we will be using the Zoom platform. Only the panelists will be visible on the screen, but participants can ask questions directly or through a chat function. Panelists do not need to register for the event, instead I will send you a personalized panelist link from the Zoom software (it will look like it is coming from Zoom, so check your junk mailbox if you don't see it by COB today). Also, the virtual room will be open early in "Practice Mode" to panelists only by 9:45 a.m. EDT (Monday, July 27) to review any technical concerns. If you plan to show PowerPoint slides please let me know and we can review procedures for sharing your screen or you can send them to me in advance and I can show them for you.

Please do not hesitate to contact me or Lou directly if you have any questions. I have also attached the agenda.

Best regards, William Pack Senior Research Analyst Energy Policy Research Foundation, Inc. (EPRINC) 1031 31st Street, NW Washington, D.C. 20007 Main: (202) 944-3339

Fax: (202) 944-9830 Cell: (301) 806-0661

WillP@eprinc.org

WWW.EPRINC.ORG

From: POLITICO Pro [alert@email.politicopro.com]

Sent: 1/15/2021 4:19:25 PM

To: Idsal, Anne [idsal.anne@epa.gov]

Subject: 'Blatant' errors in Trump tailpipe rollback, challengers argue

'Blatant' errors in Trump tailpipe rollback, challengers argue

By Alex Guillén

01/15/2021 11:17 AM EST

A coalition of states and environmental groups argued in court documents filed Thursday night that the Transportation Department and EPA made a series of "blatant and significant errors" in their analyses of rules that weaken emissions and fuel economy standards for vehicles to be sold in the next six years.

Background: The Safer Affordable Fuel-Efficient Vehicles rule (<u>Reg. 2060-AU09</u>), which was published last spring, rolled back Obama-era greenhouse gas tailpipe emissions rules and set weaker fuel economy standards under the National Highway Traffic Safety Administration to match. EPA and NHTSA said at the time that the rule's net benefits "straddle zero," meaning they could not show an unmistakable overall benefit to society.

Context: The Biden administration is expected to reconsider the Trump tailpipe rules. The issues being raised in court by the rule's opponents, in additional to legal arguments against the Trump rollback, could support that effort by justifying a new rulemaking effort.

The details: The Trump rule's opponents, filing their opening legal briefs against the rule in the U.S. Court of Appeals for the D.C. Circuit, allege the rule contained a litany of computational errors that undercut its justification. Many of the criticisms are being made publicly for the first time.

<u>In their brief, environmental groups alleged</u> that the single biggest error was in the "congestion" benefits, which argued that reducing fuel efficiency requirements would make driving more expensive and thus decrease driving and reduce traffic delays and other costs.

"But the Agencies' congestion analysis contained basic errors, including failure to adjust for inflation and flagrant misapplications of federal driving statistics," the groups wrote. According to the challengers, correcting those errors reduces the congestion benefits by over \$27 billion, which would be more than enough to make any of the agencies' analyses show the rule would cost more than it saves.

The Union of Concerned Scientists raised the congestion calculation argument in <u>a June petition to reconsider</u> the rule filed with NHTSA. The group said it has not received a response from the agency.

Other arguments: In their brief on Thursday, the groups cited additional errors they argue skewed the costbenefit analysis by an additional tens of billions of dollars. Among those are allegations that the agencies excluded some high-compression ratio technologies, "which are highly cost-effective," from compliance cost calculations; that they wrongly stated automakers could not use more than a quarter of their banked compliance credits; and that they understated an increase in fuel consumption by not accounting for the ethanol content of gasoline.

A separate brief filed by a group of states similarly alleged those errors.

"The fundamental and numerous flaws in the underlying analysis render both Rollbacks arbitrary and capricious; and the EPA Administrator's uncritical adoption of that analysis — which was prepared by NHTSA and roundly criticized by EPA's expert staff — provides an additional, separate basis for vacating EPA's Rollback," the states wrote.

Also: The Competitive Enterprise Institute filed its own brief on Thursday arguing that the agencies should have set more lenient standards.

To view online:

 $\underline{https://subscriber.politicopro.com/transportation/article/2021/01/blatant-errors-in-trump-tailpipe-rollback-challengers-argue-2029100}$

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This email was sent to idsal.anne@epa.gov by: POLITICO, LLC 1000 Wilson Blvd. Arlington, VA 22209 USA

Message Nick Goldstein [ngoldstein@artba.org] From: Sent: 7/25/2019 11:26:49 PM To: Idsal, Anne [idsal.anne@epa.gov] CC: Jackson, Ryan [jackson.ryan@epa.gov]; Dean Franks [dfranks@artba.org]; Rakosnik, Delaney [rakosnik.delaney@epa.gov] Subject: Re: SAFE Rule and California Highway Projects Anne, Thank you again. That works on our end. Best, Nick On Jul 25, 2019, at 7:23 PM, Idsal, Anne <idsal.anne@epa.gov> wrote: Nick, Let's shoot for 2 pm on Monday afternoon. I've CC'd Delaney to assist with scheduling and logistics. Best, Anne Anne L. Idsal Acting Assistant Administrator - Office of Air and Radiation U.S. Environmental Protection Agency Washington, DC On Jul 25, 2019, at 6:31 PM, Nick Goldstein <ngoldstein@artba.org> wrote: Anne, Thank you for getting back to us. We can meet any time Monday afternoon. Also, we have been working with a couple of other trade associations on this issue as well. We're happy to try to get their representatives to come to the meeting as well, if you think that will be helpful. Either way, anytime Monday afternoon is fine with us and thank you again for your willingness to meet with us. Best, Nick On Jul 25, 2019, at 6:09 PM, Idsal, Anne <idsal.anne@epa.gov> wrote:

I'd certainly welcome the chance to meet to discuss your concerns. Would you be available to get together on Monday

Good evening Nick,

afternoon?

ED_006598_00018178-00001

Best, Anne

Anne L. Idsal
Acting Assistant Administrator - Office of Air and Radiation
U.S. Environmental Protection Agency
Washington, DC

On Jul 25, 2019, at 6:01 PM, Jackson, Ryan < iackson.ryan@epa.gov> wrote:

Nick, thanks and happy to get with you on this. I apologize for the delay. I think our best option is to include Anne Idsal, our new AA for Air and Radiation. I've cc'd her on this so we can get back with you.

From: Nick Goldstein < ngoldstein@artba.org>

Sent: Tuesday, July 16, 2019 5:05 PM
To: Jackson, Ryan <<u>jackson.ryan@epa.gov</u>>
Cc: Dean Franks <<u>dfranks@artba.org</u>>

Subject: SAFE Rule and California Highway Projects

Ryan,

I'm following up on a conversation you had with Dean Franks yesterday. When you have a chance, I'd like to speak with you about potential impacts the SAFE rule could have on California highway projects. Specifically, ARTBA California members are concerned that once the rule is effective, California will be forced out of compliance with the Clean Air Act. This could result in highway funds for the state being withheld.

I'm available over the phone or Dean and I could meet in person when you have time available.

Thanks in advance for your consideration of this issue.

Best,

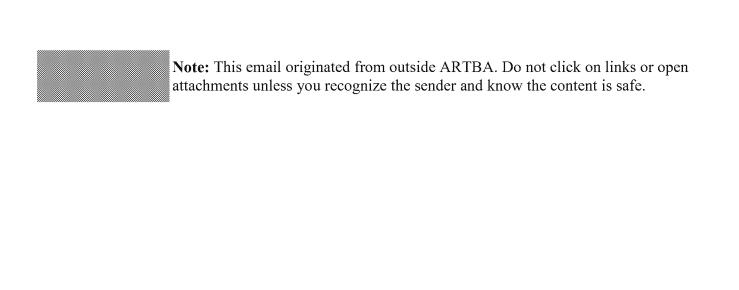
Nick

Nick Goldstein Vice President of Regulatory & Legal Issues American Road & Transportation Builders Association 250 E Street, SW Suite 900 Washington, DC 20024 Phone: (202) 683-1005

www.artba.org



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From: Nick Goldstein [ngoldstein@artba.org]

Sent: 7/29/2019 8:32:59 PM

To: Idsal, Anne [idsal.anne@epa.gov]; Rakosnik, Delaney [rakosnik.delaney@epa.gov]

CC: Dean Franks [dfranks@artba.org]

Subject: Thank You and Follow-Up

Anne,

Thank you for taking the time to meet with our group today concerning the SAFE rule. We appreciate you taking the time to listen to our concerns and look into them on the agency end of things.

Please do let me know if there is any additional information my colleagues or I can provide. We look forward to continuing discussions on this matter.

Additionally, Delaney - thank you again for setting everything up on such short notice.

Best,

Nick

Nick Goldstein Vice President of Regulatory & Legal Issues American Road & Transportation Builders Association 250 E Street, SW Suite 900 Washington, DC 20024 Phone: (202) 683-1005

www.artba.org

From: Paul Argyropoulos [policynexusadvisors@gmail.com]

Sent: 9/4/2019 8:03:56 PM

To: Idsal, Anne [idsal.anne@epa.gov]

CC: Rakosnik, Delaney [rakosnik.delaney@epa.gov]
Subject: Request for Meeting - Pearson Fuels and POET

Dear Assistant Administrator Idsal,

On Behalf of Pearson Fuels and POET, I respectfully request the opportunity for our team to meet with you at your very earliest availability. We offer the following dates as our preferred option for your consideration: September 12th, or any day and time the week of September 17 - 20th.

We'd like to discuss several items that are of mutual interest and benefit relating to ongoing Flexible Fuel Vehicle (FFV's) and renewable fuel policy considerations. As the Agency looks to make impactful decisions that support farmers, ethanol interests, consumers and the environment, we want to make sure you are aware of several policy tools that are currently available to accomplish these goals and are externally non-controversial nor conflicting.

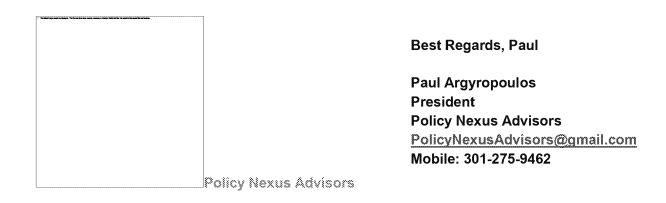
In August, your office took a positive significant first step by establishing an F-Factor for model year 2019 Flexible Fuel Vehicles. This means that auto manufacturers are now assured they will receive compliance credit for building FFV's. The next step in that process is to expeditiously complete the analysis to set an F-Factor for Model Years 2020 and later FFV's. Completion of this process, as requested by the Alliance of Automobile Manufacturers in their September 3rd letter, has significant support throughout all sectors of the supply chain.

Another highly valuable and impactful opportunity supported by these same interests is for the Agency to Act to re-establish 0.15 "volumetric conversion factor" as it applies to FFV's in the CAFE and GHG programs - currently under review for final consideration in the SAFE Rule. The benefits of re-establishing the volumetric conversion factor for FFVs are many. The 0.15 factor appropriately considers the biogenic nature of ethanol used in FFVs, whereby carbon produced from combusting ethanol is regenerated through crop growing cycles. It would also restore consistency between EPA's vehicle GHG program and Corporate Average Fuel Economy standards (CAFE). Additionally, this provides for supportable incentives for manufacturers to strongly consider continued or expanded production of FFV's, which support, but do not require higher volumes of ethanol in gasoline. These vehicles provide for market and consumer choice at the pump, all highly desirable in today's and future markets.

Expanding incentives for FFV production through both programs is highly justifiable and creates opportunities in the market for farmers who raise corn, ethanol use in vehicles, and consumers who want choice at the pump - all of which is of keen interest without conflict with other programmatic or policy concerns under the RFS program.

We believe it is important to discuss these with you immediately. Timing is crucial given the state of the SAFE rule process. Please let us know what date and time you are available. Our team is flexible and happy to try to accommodate what ever you can fit into your schedule on the previously noted dates.

Thank you for your consideration. Please don't hesitate to contact me with any questions in advance.



From: Shane Schulz [Shane.Schulz@qepres.com]

Sent: 12/11/2019 6:44:15 PM

To: Idsal, Anne [idsal.anne@epa.gov]
Subject: Re: External - Re: Meeting Request

This came to wrong email Anne.

Sent from my iPhone

On Dec 11, 2019, at 11:01 AM, Idsal, Anne <idsal.anne@epa.gov> wrote:

CAUTION: This email originated from outside of QEP Resources. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Connie,

Let's discuss. I'd recommend a couple of staff from OAQPS as well.

Anne L. Idsal U.S. Environmental Protection Agency - Office of Air and Radiation Washington, DC

On Dec 11, 2019, at 10:38 AM, Eng, Connie < Eng. Connie@epa.gov> wrote:

Hi Anne,

Could you confirm who else to invite to this meeting.

Thanks!

Have a great day!

Connie

Connie Eng
Office of the Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Ave, NW
William Jefferson Clinton Building North, Room 3412 (MC1101A)
Washington, DC 20460
Phone: 202 564 3279
Email: eng.connie@epa.gov

From: Eng, Connie

Sent: Tuesday, December 10, 2019 3:48 PM **To:** Idsal, Anne <idsal.anne@epa.gov>

Subject: Meeting Request

Hi Anne,

Doug wants a briefing with OAR on safe rule conformity model.

I will set up this meeting next week, 12/17 (10-10.30am) but want to check in with you as to who else to invite.

Thanks!

Have a great day!

Counie

Connie Eng
Office of the Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Ave, NW
William Jefferson Clinton Building North, Room 3412 (MC1101A)
Washington, DC 20460
Phone: 202 564 3279

From: cfdcinc@aol.com [cfdcinc@aol.com]

Sent: 2/19/2020 5:30:27 PM

To: Idsal, Anne [idsal.anne@epa.gov]

Subject: F Factor Letter Request **Attachments**: F Factor comments.doc

Please see attached letter regarding the agency's review of the F Factor issue.

Respectfully,

Douglas A. Durante



Douglas A, Durante Executive Director Clean Fuels Development Coalition 4641 Montgomery Avenue, Suite 350 Bethesda, MD 20814 301 537 8830

From: Karl Moor [karlmoor.us@gmail.com]

Sent: 3/23/2020 11:30:41 PM

To: Idsal, Anne [idsal.anne@epa.gov]

Subject: Briefing Document - Final

Attachments: 3 page summary of SAFE FRM for Adm Wheeler 3.23.2020 v4.docx

From: Idsal, Anne [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B1BECA8121FB47A08E82B6BF2247A79B-IDSAL, ANNE]

Sent: 7/25/2019 10:09:11 PM

To: Jackson, Ryan [jackson.ryan@epa.gov]

CC: Nick Goldstein [ngoldstein@artba.org]; Dean Franks [dfranks@artba.org]

Subject: Re: SAFE Rule and California Highway Projects

Good evening Nick,

I'd certainly welcome the chance to meet to discuss your concerns. Would you be available to get together on Monday afternoon?

Best,

Anne

Anne L. Idsal
Acting Assistant Administrator - Office of Air and Radiation
U.S. Environmental Protection Agency
Washington, DC

On Jul 25, 2019, at 6:01 PM, Jackson, Ryan < jackson.ryan@epa.gov> wrote:

Nick, thanks and happy to get with you on this. I apologize for the delay. I think our best option is to include Anne Idsal, our new AA for Air and Radiation. I've cc'd her on this so we can get back with you.

From: Nick Goldstein < ngoldstein@artba.org>

Sent: Tuesday, July 16, 2019 5:05 PM

To: Jackson, Ryan < jackson.ryan@epa.gov>
Cc: Dean Franks < dfranks@artba.org>

Subject: SAFE Rule and California Highway Projects

Ryan,

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I'm available over the phone or Dean and I could meet in person when you have time available.

Thanks in advance for your consideration of this issue.

Best,

Nick

Nick Goldstein Vice President of Regulatory & Legal Issues American Road & Transportation Builders Association 250 E Street, SW Suite 900

Washington, DC 20024 Phone: (202) 683-1005

www.artba.org

From: Idsal, Anne [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B1BECA8121FB47A08E82B6BF2247A79B-IDSAL, ANNE]

Sent: 7/25/2019 11:23:41 PM

To: Nick Goldstein [ngoldstein@artba.org]

CC: Jackson, Ryan [jackson.ryan@epa.gov]; Dean Franks [dfranks@artba.org]; Rakosnik, Delaney

[rakosnik.delaney@epa.gov]

Subject: Re: SAFE Rule and California Highway Projects

Nick,

Let's shoot for 2 pm on Monday afternoon. I've CC'd Delaney to assist with scheduling and logistics.

Best,

Anne

Anne L. Idsal
Acting Assistant Administrator - Office of Air and Radiation
U.S. Environmental Protection Agency
Washington, DC

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Anne,

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Nick

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Acting Assistant Administrator - Office of Air and Radiation
U.S. Environmental Protection Agency
Washington, DC

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From: Nick Goldstein < ngoldstein@artba.org>

Sent: Tuesday, July 16, 2019 5:05 PM
To: Jackson, Ryan < <u>jackson.ryan@epa.gov</u>>
Cc: Dean Franks < dfranks@artba.org>

Subject: SAFE Rule and California Highway Projects

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Thanks in advance for your consideration of this issue.

Best,

Nick

Nick Goldstein
Vice President of Regulatory & Legal Issues
American Road & Transportation Builders Association
250 E Street, SW
Suite 900
Washington, DC 20024
Phone: (202) 683-1005

www.artba.org



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From: Dimitri.Karakitsos@hklaw.com [Dimitri.Karakitsos@hklaw.com]

Sent: 7/19/2019 2:38:00 PM

To: Rakosnik, Delaney [rakosnik.delaney@epa.gov]

Subject: RE: NGV follow up

Hi Delaney – I just wanted to circle back and provide you with the attendees for the meeting Monday. In addition to myself we will have:

Mike Tschantz - Ingevity Glenn Passavant – Ingevity Dan Gage – NGVA Jennifer Stettner – WGL Robert Friedman – consultant to Ariel

Please let me know if you need anything else from me, appreciate your help, and have a great weekend!

Thanks,

Dimitri

Dimitri Karakitsos | Holland & Knight

Partner 800 17th Street N.W., Suite 1100 | Washington DC 20006 Phone 202.469.5132 | Fax 202.955.5564 dimitri.karakitsos@hklaw.com | www.hklaw.com

From: Rakosnik, Delaney <rakosnik.delaney@epa.gov>

Sent: Thursday, July 11, 2019 4:59 PM

To: Karakitsos, Dimitrios J (WAS - X75132) < Dimitri.Karakitsos@hklaw.com>

Subject: RE: NGV follow up

[External email]

That works! You are confirmed on Anne's calendar for 3pm on July 22nd.

From: Dimitri.Karakitsos@hklaw.com < Dimitri.Karakitsos@hklaw.com >

Sent: Thursday, July 11, 2019 1:58 PM

To: Rakosnik, Delaney < rakosnik.delaney@epa.gov>

Subject: RE: NGV follow up

Hi Delaney – we will take the 3 pm on the 22nd. I will get you a full list of participants in the next couple days if that works. Please let me know if there is anything else you need from me.

Thanks,

Dimitri

From: Rakosnik, Delaney <rakosnik.delaney@epa.gov>

Sent: Wednesday, July 10, 2019 3:07 PM

To: Karakitsos, Dimitrios J (WAS - X75132) < Dimitri.Karakitsos@hklaw.com >

Subject: RE: NGV follow up

[External email]

Hi Dimitri,

She has time the afternoon of the 22nd at 3pm. How does that work for you?

Thanks,

Delaney Rakosnik Staff Assistant Immediate Office of the Assistant Administrator Office of Air and Radiation, USEPA Room 5406A, 1200 Pennsylvania Avenue NW Washington, DC 20460

Voice: 202-564-0935

Email: rakosnik.delaney@epa.gov

From: <u>Dimitri.Karakitsos@hklaw.com</u> < <u>Dimitri.Karakitsos@hklaw.com</u> >

Sent: Tuesday, July 9, 2019 8:32 AM **To:** Idsal, Anne < idsal.anne@epa.gov>

Cc: Rakosnik, Delaney < rakosnik.delaney@epa.gov>

Subject: RE: NGV follow up

Thanks very much Anne. Delaney please let me know if Anne has any availability Monday, Tuesday, or Wednesday next week? If not what days might work the week of the 22nd?

Thanks you,

Dimitri

From: Idsal, Anne <idsal.anne@epa.gov>
Sent: Monday, July 08, 2019 12:08 PM

To: Karakitsos, Dimitrios J (WAS - X75132) < Dimitri. Karakitsos@hklaw.com >

Cc: Rakosnik, Delaney <rakosnik.delaney@epa.gov>

Subject: Re: NGV follow up

[External email]

Good morning Dimitri,

I'd certainly be able to find time to meet and appreciate your offer to share your views. I've CC'd Delaney to help schedule a time.

Best, Anne

Sent from my iPhone

On Jul 8, 2019, at 6:50 AM, "Dimitri.Karakitsos@hklaw.com" < Dimitri.Karakitsos@hklaw.com > wrote:

Anne,

We had a meeting with Bill and Clint this year to discuss a potential path to provide greater parity for NGVs in the upcoming final SAFE rule. The meeting was in part facilitated due to some Congressional outreach to the Administrator's office and we thought it was very productive on our end. Given the transition in leadership I wanted to see if it might be possible to come in and give you a brief overview of the issue area in the next week or two if there are any convenient times for you? I can only imagine how busy you are but given the limited time before this rule is finalized we viewed this as a critical time and wanted to reach out.

Thank you and happy to discuss or answer any questions.

Dimitri

Dimitrios Karakitsos | Holland & Knight

Partner
Holland & Knight LLP
800 17th Street N.W., Suite 1100 | Washington, DC 20006
Phone 202.469.5132 | Fax 202.955.5564
dimitri.karakitsos@hklaw.com | www.hklaw.com

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From: Karl Moor [karlmoor.us@gmail.com]

Sent: 3/23/2020 11:32:05 PM

To: Moor, Karl [Moor.Karl@epa.gov]

Subject: Final

Attachments: 3 page summary of SAFE FRM for Adm Wheeler 3.23.2020 v4.docx

From: Byers, Dan [DByers@USChamber.com]

Sent: 5/15/2020 8:27:04 PM

To: Moor, Karl [Moor.Karl@epa.gov]; 'Morrison, Jonathan (NHTSA)' [Jonathan.Morrison@dot.gov]

CC: Eule, Stephen [SEule@USChamber.com]

Subject: Time for a call re: SAFE?

Hi Karl and Jon,

I hope you are both well. My colleague Steve Eule (cc'd) and I would like to request a call with you sometime in the next week or so to discuss a couple questions we have about the SAFE rule (these are tangentially related to the piece we wrote a few weeks ago on the cost-benefit analysis and other aspects of the rule –see here <u>A Look Under the Hood of Newly Revised Fuel Economy Standards</u>).

We can work around your schedules but I'll just throw out a couple dates and times next week that work well for us:

- Wednesday, May 20: 12-1:30 or 3-5 pm
- Thursday, May 21: 1-3:30 pm
- Friday, May 22: 12-5 pm

Also welcome other times if none of those work.

Thanks for considering, and have a great weekend.

Dan

From: Simon, Karl [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=4D781D1AD595415DB3A4E768C2D2B3FC-SIMON, KARL]

Sent: 3/22/2021 7:42:17 PM

To: Pat Quinn [pquinn@theaccordgroup.com]
Subject: RE: Auto Suppliers Meeting Request

Not really. We focus on the "technical feasibility" part of title 2, section 202. That language is pretty broad in that it allows EPA to make technical determinations differently than our stationary source colleagues. Lastly, setting performance standards resolves a lot of these technology differentiation concerns. Hope this helps.

From: Pat Quinn <pquinn@theaccordgroup.com>

Sent: Monday, March 22, 2021 3:35 PM
To: Simon, Karl <Simon.Karl@epa.gov>
Subject: RE: Auto Suppliers Meeting Request

One other random question. Do concepts like BAT, MACT, BACT have any legal applicability or meaning in the mobile source space? I am familiar with their meanings on stationary sources, but we can't argue, for example, that GPFs are BACT for passenger cars....can we?

From: Simon, Karl <Simon.Karl@epa.gov>
Sent: Thursday, March 4, 2021 12:24 PM
To: Pat Quinn <pquinn@theaccordgroup.com>
Subject: RE: Auto Suppliers Meeting Request

Nothing yet. Seems like notice and comment is the more durable action

From: Pat Quinn <pquinn@theaccordgroup.com>

Sent: Thursday, March 4, 2021 11:57 AM

To: Simon, Karl < Simon. Karl@epa.gov >

Subject: RE: Auto Suppliers Meeting Request

Thanks Karl, any further clarity on how NHTSA will proceed to unwind the EPCA pre-emption legal interpretation? Will it really require Notice and Comment rulemaking or will a simple re-interpretation by their lawyers be sufficient?

Pat

From: Simon, Karl <Simon.Karl@epa.gov>
Sent: Thursday, March 4, 2021 9:14 AM
To: Pat Quinn <pquinn@theaccordgroup.com>
Subject: RE: Auto Suppliers Meeting Request

Thanks Pat. I understand your note is being discussed so expect you all will be hearing back from OAR IO shortly.

From: Pat Quinn com>
Sent: Thursday, February 25, 2021 10:00 AM
To: Simon, Karl <Simon, Karl@epa.gov>

Subject: Fwd: Auto Suppliers Meeting Request

Karl, really good to catch up. Thanks for your time and advice. Below is my note to Joe; I may also reach out to Alejandra separately.

Stay safe and well, Pat

Sent from my iPhone

Begin forwarded message:

From: Pat Quinn <pquinn@theaccordgroup.com>

Date: February 9, 2021 at 1:29:00 PM EST

To: goffman.joseph@epa.gov

Cc: campbell.ann@epa.gov, rakosnik.delaney@epa.gov, "Dunham, Sarah" < Dunham.Sarah@epa.gov>

Subject: Auto Suppliers Meeting Request

Joe, welcome home! Congratulations on your work so far during the transition and there are certainly a large number of us who are hopeful that you will remain at OAR. I was telling someone the story of how we first met over EDF's advocacy of market based approaches to controlling Acid Rain in 1989 ?...... but it dates us both a bit too much so I'm giving up on that anecdote.

I am writing on behalf of Manufacturer of Emissions Controls Association (MECA) and the Advanced Engine Systems Institute (AESI), two trade associations representing the vast majority of companies that manufacture emission control and efficiency technologies for all mobile sources. Automotive suppliers have become the fastest growing manufacturing sector since 2012 with investments totaling more than \$4 Billion since that time. Suppliers employ more than 870,000 Americans in all 50 states.

Much of the new Administration's early focus has understandably been on reversing the SAFE rule and taking quick action to propose a more stringent replacement. Our member companies strongly support prompt adoption of a national program as soon as possible since vehicle manufacturers are already releasing their 2024 supply contracts and planning their 2025 compliance paths.

MECA and AESI also believe that in the medium and heavy duty space, deep NOx reductions can be achieved simultaneous with fuel economy improvements cost effectively and at a much lower cost per ton of NOx than most stationary source options.

Rasto Brezny is the Executive Director of MECA, and I serve as the Executive Director of AESI, which is a subset of MECA companies. Our two associations focus on the regulatory and policy advocacy side of mobile source air quality issues. We would like to arrange a conversation with you, Sarah and your team that would include senior executives from some of our leading companies about the future regulation of on-road vehicles. Mike Geller, Rasto's Deputy at MECA, and Chris Miller, my colleague assisting with AESI ---both of whom I believe you know --would likely join the conversation. We are hopeful that we might schedule something that works on your calendar quite soon, recognizing that you are likely besieged with such requests at this time.

Thanks Joe in advance for your assistance with this. I look forward to working with you and your staff on the logistics.

Pat Quinn The Accord Group Executive Director, AESI 202-841-3930 From: Pat Quinn
pquinn@theaccordgroup.com>
Sent: Thursday, February 4, 2021 11:35 AM
To: Mavian, Kari (K) <KMavian@dow.com
Subject: FW: Need your help Editing this

This email originated from outside of the organization.

Can you accept Rasto's edits and make first paragraph font consistent and then send back to me?

From: Pat Quinn

Sent: Wednesday, February 3, 2021 4:27 PM

To: Kari Mavian (karimavian@gmail.com) < karimavian@gmail.com>

Subject: Need your help Editing this

Joe, welcome home! Congratulations on your work so far during the transition and there are certainly a large number of us who are hopeful that you will remain at OAR. I was telling someone the story of how we first met over EDF's advocacy of market based approaches to controlling Acid Rain in 1989?...... but it dates us both a bit too much so I'm giving up on that anecdote.

I am writing on behalf of Manufacturer of Emissions Controls Association (MECA) and the Advanced Engine Systems Institute (AESI), two trade associations representing the vast majority of companies that manufacture emission control and efficiency technologies for all mobile sources. Automotive suppliers have become the fastest growing manufacturing sector since 2012 with investments totaling more than \$4 Billion since that time. Suppliers employ more than 870,000 Americans in all 50 states.

Much of the new Administration's early focus has understandably been on reversing the SAFE rule and taking quick action to propose a more stringent replacement. and o Our member companies strongly support prompt adoption of a national program as soon as possible since vehicle manufacturers are already releasing their 2024 supply contracts and planning their 2025 compliance paths. Perhaps a voluntary California type agreement with automakers governing passenger cars through MY 2026 offers a quick path to get us to the next set of passenger car CO2 and pollution standards. MECA and AESI also believe that in the medium and heavy duty space, deep NOx reductions can be achieved simultaneous with fuel economy improvements cost effectively and at a much lower cost per ton of NOx than most stationary source options.

Rasto Brezny is the Executive Director of MECA and I serve as the Executive Director of AESI which is a subset of MECA companies. Our two associations focus on the regulatory and policy advocacy side of mobile source air quality issues. We would like to arrange a conversation with you, Sarah and your team that would include senior executives from some of our leading companies about the future regulation of on-road vehicles. Mike Geller, Rasto's Deputy at MECA and Chris Miller, my colleague assisting with AESI ---both of whom I believe you know --would likely join the conversation. We are hopeful that we might schedule something that works on your calendar quite soon , recognizing that you are likely besieged with such requests at this time.

Thanks Joe in advance for your assistance with this. I look forward to working with you and your staff on the logistics.

Pat Quinn The Accord Group Executive Director, AESI 202-841-3930

•



From: Pat Quinn [pquinn@theaccordgroup.com]

Sent: 3/22/2021 7:10:43 PM

To: Simon, Karl [Simon.Karl@epa.gov]
Subject: RE: Auto Suppliers Meeting Request

Happy Monday. Meeting with Joe is on for MECA/AESI for 3/29—thanks for your help. I have another question that requires your expertise.

Leader Schumer is talking with Corning about an approach to incentivizing Gasoline Particulate Filters on all new US passenger cars by MY 2025. I can detail the approach but this would be likely payments or tax credits for OEMs that can certify sale of installed vehicles. US is alone in not requiring them---been a requirement in Asia and Europe for a while.

Schumer's people want to retrofit the existing fleet as well; we have told them this is highly impractical from an engineering standpoint and may violate warranties as well. Can you confirm this warranty issue and let me know your thoughts?

Talking to Sarah Wednesday to fill her in. Happy to jump on a quick call. Thanks Karl.

Pat

202-841-3930

From: Simon, Karl <Simon.Karl@epa.gov>
Sent: Thursday, March 4, 2021 12:24 PM
To: Pat Quinn <pquinn@theaccordgroup.com>
Subject: RE: Auto Suppliers Meeting Request

Nothing yet. Seems like notice and comment is the more durable action

From: Pat Quinn <pquinn@theaccordgroup.com>

Sent: Thursday, March 4, 2021 11:57 AM

To: Simon, Karl < Simon. Karl@epa.gov >
Subject: RE: Auto Suppliers Meeting Request

Thanks Karl, any further clarity on how NHTSA will proceed to unwind the EPCA pre-emption legal interpretation? Will it really require Notice and Comment rulemaking or will a simple re-interpretation by their lawyers be sufficient?

Pat

From: Simon, Karl <Simon.Karl@epa.gov>
Sent: Thursday, March 4, 2021 9:14 AM
To: Pat Quinn <pquinn@theaccordgroup.com>
Subject: RE: Auto Suppliers Meeting Request

Thanks Pat. I understand your note is being discussed so expect you all will be hearing back from OAR IO shortly.

From: Pat Quinn com> Sent: Thursday, February 25, 2021 10:00 AM
To: Simon, Karl <Simon.Karl@epa.gov>

Subject: Fwd: Auto Suppliers Meeting Request

Karl, really good to catch up. Thanks for your time and advice. Below is my note to Joe; I may also reach out to Alejandra separately.

Stay safe and well, Pat

Sent from my iPhone

Begin forwarded message:

From: Pat Quinn <pquinn@theaccordgroup.com>

Date: February 9, 2021 at 1:29:00 PM EST

To: goffman.joseph@epa.gov

Cc: campbell.ann@epa.gov, rakosnik.delaney@epa.gov, "Dunham, Sarah" < Dunham.Sarah@epa.gov>

Subject: Auto Suppliers Meeting Request

Joe, welcome home! Congratulations on your work so far during the transition and there are certainly a large number of us who are hopeful that you will remain at OAR. I was telling someone the story of how we first met over EDF's advocacy of market based approaches to controlling Acid Rain in 1989 ?...... but it dates us both a bit too much so I'm giving up on that anecdote.

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Pat Quinn The Accord Group Executive Director, AESI 202-841-3930 From: Pat Quinn
pquinn@theaccordgroup.com>
Sent: Thursday, February 4, 2021 11:35 AM
To: Mavian, Kari (K) <KMavian@dow.com
Subject: FW: Need your help Editing this

This email originated from outside of the organization.

Can you accept Rasto's edits and make first paragraph font consistent and then send back to me?

From: Pat Quinn

Sent: Wednesday, February 3, 2021 4:27 PM

To: Kari Mavian (karimavian@gmail.com) < karimavian@gmail.com>

Subject: Need your help Editing this

Joe, welcome home! Congratulations on your work so far during the transition and there are certainly a large number of us who are hopeful that you will remain at OAR. I was telling someone the story of how we first met over EDF's advocacy of market based approaches to controlling Acid Rain in 1989?...... but it dates us both a bit too much so I'm giving up on that anecdote.

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Pat Quinn The Accord Group Executive Director, AESI 202-841-3930

•



From: Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]

Sent: 10/26/2018 9:39:40 PM

To: David Schwietert [DSchwietert@autoalliance.org]

CC: Jackson, Ryan [jackson.ryan@epa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]; Wehrum, Bill

[Wehrum.Bill@epa.gov]

Subject: Re: Auto Alliance comments

Thanks, David.

Sent from my iPhone

On Oct 26, 2018, at 4:57 PM, David Schwietert <DSchwietert@autoalliance.org> wrote:

I wanted to ensure you had the following preview of the more expansive comments that will be submitted by the close of the comment period today.

I will also ensure you get the 15-page summary and the related comments once they are transmitted.

Dave

Automakers Call for CAFE/GHG Progress Reflecting Marketplace

The Auto Alliance will be submitting comments by the end of today (Friday, Oct. 26) to NHTSA and EPA on the Safer Affordable Fuel-efficient (SAFE) Vehicles Rule for MYs 2021-2026. Here is a preview of those comments, and the full executive summary will be available on Monday, Oct. 29:

"The Alliance has consistently and actively supported a single national program covering all 50 states that spurs continued improvements in fuel economy and greenhouse gas (GHG) emissions while recognizing marketplace realities such as consumer choice, fuel prices and technology costs.

"Automakers have invested substantially in technologies so consumers can visit dealerships and select from approximately 500 models that achieve 30 MPG or more (highway), including 45 hybrid-electric and over 50 plug-in electric and hydrogen fuel cell models.

"With respect to fuel economy and GHG emissions, automakers are committed to ongoing progress in a journey with no end date. That commitment has not wavered. At the same time, future government mileage and emission standards need to align with marketplace realities. The CAFE and GHG programs evaluate automakers based on a sales-weighted average of vehicles sold, not on models offered for sale.

"The Alliance appreciates NHTSA and EPA issuing a joint Proposed Rule that incorporates the latest data and will consider standards for MYs 2021 to 2026. Many of the projections and assumptions upon which MYs 2022-2025 standards were based have proven to be incorrect; the level of technology modeled by the agencies in 2012 is insufficient to meet the standards, and the actual level of technology that industry projects is needed to comply with the standards is misaligned with market realities. Data from the past few years have also disproven assumptions regarding the market share of cars and trucks, future gas price projections, and the adoption rate of alternative powertrain vehicles.

"The Alliance remains committed to supporting One National Program. This program was developed in cooperation by NHTSA, EPA, California and automakers, and was based on the shared recognition that harmonized standards that maintained the authorities of all agencies were the best path forward.

"The Alliance urges the federal government to set achievable future standards that continue to advance environmental and energy goals while recognizing marketplace realities, incentivizing innovative new technologies, harmonizing government programs, maintaining a strong auto manufacturing sector, and keeping new vehicles affordable so more Americans can replace older vehicles with newer models that are cleaner, safer, and more energy-efficient."

###

David Schwietert

Executive Vice President, Federal Government Relations & Public Policy

P: 202-326-5521 | dschwietert@autoalliance.org

<image001.png>

<image002.png>

ALLIANCE OF AUTOMOBILE MANUFACTURERS

803 7th Street, NW Main Phone: 202-326-5500 Suite 300 Main Fax: 202-326-5567

Washington, DC 20001

https://autoalliance.org/

Curious to know how the Auto sector impacts your state or district — <u>Click here</u>. To get a better understanding of how America's automobile industry is one of the most powerful engines driving the U.S. economy, click here.

From: David Schwietert [DSchwietert@autoalliance.org]

Sent: 10/27/2018 6:51:56 PM

To: Jackson, Ryan [jackson.ryan@epa.gov]; Wheeler, Andrew [wheeler.andrew@epa.gov]; Wehrum, Bill

[Wehrum.Bill@epa.gov]; Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]

Subject: RE: Auto Alliance comments

Attachments: Auto Alliance Full Comment Set Oct 26 2018.pdf

Here's the Auto Alliance Comments – minus the 9 attachments that were also uploaded when we submitted the docs yesterday.

While this attachment amounts to 202 pages, the first 15 pages provide a useful summary.

This doesn't appear to have posted on-line yet via Regulations.gov but wanted to ensure you had our filing.

Happy to answer any questions in the coming days/weeks.

Thanks,

Dave

From: David Schwietert

Sent: Friday, October 26, 2018 4:57 PM

To: 'Jackson, Ryan' <jackson.ryan@epa.gov>; Andrew Wheeler (wheeler.andrew@epa.gov)

<wheeler.andrew@epa.gov>; 'wehrum.william@epa.gov' <wehrum.william@epa.gov>; 'Gunasekara, Mandy'

<Gunasekara.Mandy@epa.gov>
Subject: Auto Alliance comments

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David Schwietert Executive Vice President, Federal Government Relations & Public Policy

P: 202-326-5521 | dschwietert@autoalliance.org

AUTO ALLIANCE

ORIVING INNOVATIONS

ALLIANCE OF AUTOMOBILE MANUFACTURERS

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Pt, NW Main Phone: 202-326-5500 Main Fax: 202-326-5567

https://autoalliance.org/

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| From: | Clarke, Jeff [jclarke@ngvamerica.org] |
|--------------|---|
| Sent: | 10/26/2018 7:45:46 PM |
| То: | Wehrum, Bill [Wehrum.Bill@epa.gov]; Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]; Loren.Smith@dot.gov; Francis.j.brooke@who.eop.gov |
| Subject: | Joint SAFE Comments and Press Release |
| Attachments: | ATT00001.txt; Joint SAFE Comments 10 26 2018 Final.pdf; 10-26-18 NGV Advocates Submit SAFE Vehicles Rulemaking Comments FINAL.PDF |
| Good afterno | oon. |

Also attached is a press release that has been issued.

Each of you are copied on the letter so I am providing by email.

Jeff Clarke
General Counsel & Director, Regulatory Affairs
NGVAmerica
400 N. Capitol St. NW, Washington, D.C. 20001
202.824.7364 [o] | 703.835.2658 [m]
ngvamerica.org; ngv.com

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From: Robbie Diamond [RDiamond@secureenergy.org]

Sent: 8/22/2018 5:33:13 PM

To: Wehrum, Bill [Wehrum.Bill@epa.gov]; Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]

CC: Jackson, Ryan [jackson.ryan@epa.gov]; Molina, Michael [molina.michael@epa.gov]; Chuck Cunningham

[chuckc@visi.net]

Subject: SAFE Analysis - NPRM

Attachments: LDV FE NPRM Briefing 2018-08-21.pdf

Bill and Mandy,

I wanted to share with you SAFE's preliminary response to the NPRM in advance of a more detailed and comprehensive analysis now being prepared by the organization for submission during the 60-day public comment period. We still strongly believe that a solution can be found with CA to avoid years of litigation. We stand ready to help.

We cover various topics in this document with key facts, including:

- Military Cost of Oil: Substantially higher than zero and should be reflected in this program.
- **Safety**: Previous agency analysis could undermine the findings in the NPRM that freezing fuel economy standards will save 12,000 lives.
- Off-cycle Credit System: The program could accelerate the adoption of advanced driver-assist, congestion mitigation, and self-driving technologies that serve the dual-purpose of saving lives and fuel offering industry key flexibilities that will assist in competition.
- Cost of Vehicles: Price must be a consideration when adding technology to vehicles; fuel economy technologies are no different. However, the primary drivers in the recent increase in vehicle price have been a shift to larger, more expensive vehicles; expanded lending terms which allow consumers to afford more expensive vehicles; and increases in amenity packages that consumers value.
- Oil Security and Energy Dominance: The NPRM states that proposed rule will increase U.S. gasoline demand by 500,000 barrels per day. This undermines energy dominance by increasing imports and/or reducing our ability export more oil to the global market.
- **Oil Prices**: Price projections have historically been incredibly inaccurate given the volatility of the oil markets, and there is substantial evidence that historic volatility and market interference will continue.
- Alternative Fuel Vehicles: Because the transportation sector is so dependent on petroleum for its energy (92 percent), energy dominance will ultimately require greater competition between, and diversity of, transportation fuels using other domestic fuels like coal and nuclear. Well-designed fuel economy standards can support this evolution without requiring additional government subsidies.
- Regulatory Certainty: The risk of having to build cars that meet separate California and federal standards would create enormous compliance hurdles and damage the competitiveness of U.S. automakers.
- **Maximum Feasibility**: Given the period of transformative innovation that the auto industry is currently undergoing, automakers can cost-effectively produce more efficient cars year on year at some reduced level.

I would just reemphasize that safety and congestion mitigation technology can truly reform the system. We hope that our comments convince you all that this is a true regulatory reform that benefits industry by helping them prepare for the future while saving fuel and lives. We do not want this NPRM to be a lost opportunity.

I hope we can get together again to discuss. Thanks so much.

Regards, Robbie

From: Goffman, Joseph [Goffman.Joseph@epa.gov]

Sent: 3/18/2021 2:44:22 PM

To: Goffman, Joseph [Goffman.Joseph@epa.gov]; bergren@ncga.com; Nunez, Alejandra [Nunez.Alejandra@epa.gov];

Dunham, Sarah [Dunham.Sarah@epa.gov]; Hengst, Benjamin [Hengst.Benjamin@epa.gov]

Subject: Meeting with Corn Growers Association re: RFS

Attachments: RE: National Corn Growers Association Meeting Request - RFS/renewable fuels; RE: National Corn Growers

Association Meeting Request - RFS/renewable fuels

Location: Microsoft Teams

Start: 3/22/2021 2:00:00 PM **End**: 3/22/2021 2:30:00 PM

Show Time As: Tentative

Required bergren@ncga.com; Nunez, Alejandra; 'Dunham, Sarah (Dunham.Sarah@epa.gov)'; Benjamin Hengst

Attendees:

RE: National Com Growers Associa... RE: National Com Growers Associa...

Microsoft Teams meeting

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Goffman, Joseph [Goffman.Joseph@epa.gov] From:

3/18/2021 2:44:22 PM Sent:

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Association Meeting Request - RFS/renewable fuels; 2021 External meeting requests_NCGA_March 22.docx

Location: Microsoft Teams

Start: 3/22/2021 2:00:00 PM End: 3/22/2021 2:30:00 PM

Show Time As: Busy

Required bergren@ncga.com; Nunez, Alejandra; 'Dunham, Sarah (Dunham.Sarah@epa.gov)'; Benjamin Hengst

Attendees:



RE: National Com

RE: National Corn

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From: Rakosnik, Delaney [rakosnik.delaney@epa.gov] on behalf of Goffman, Joseph [Goffman.Joseph@epa.gov]

Sent: 3/18/2021 4:06:20 PM

To: bergren@ncga.com; Nunez, Alejandra [Nunez.Alejandra@epa.gov]; Dunham, Sarah [Dunham.Sarah@epa.gov];

Hengst, Benjamin [Hengst.Benjamin@epa.gov]

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United States, Washington DC

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From: Rakosnik, Delaney [rakosnik.delaney@epa.gov] on behalf of Goffman, Joseph [Goffman.Joseph@epa.gov]

Sent: 3/19/2021 6:03:03 PM

To: bergren@ncga.com; Nunez, Alejandra [Nunez.Alejandra@epa.gov]; Dunham, Sarah [Dunham.Sarah@epa.gov];

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Dunham, Sarah [Dunham.Sarah@epa.gov]; Hengst, Benjamin [Hengst.Benjamin@epa.gov]

CC: Machiele, Paul [machiele.paul@epa.gov]; Burkholder, Dallas [burkholder.dallas@epa.gov]

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Required Goffman, Joseph; bergren@ncga.com; Nunez, Alejandra; 'Dunham, Sarah (Dunham.Sarah@epa.gov)'; Benjamin

Attendees: Hengst

Optional Paul Machiele (machiele.paul@epa.gov); Dallas Burkholder (burkholder.dallas@epa.gov)

Attendees:

RE: National Corn Growers Associa... RE: National Corn Growers Associa...

2021 External meeting requests...

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From: Rakosnik, Delaney [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=274573739A9F446883072599086EDEDD-RAKOSNIK, D]

on behalf of Goffman, Joseph [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=23474D598E8D4EDFA9214A5991F2935B-GOFFMAN, JO]

Sent: 3/16/2021 5:21:17 PM

To: Goffman, Joseph [Goffman.Joseph@epa.gov]; bergren@ncga.com; Nunez, Alejandra [Nunez.Alejandra@epa.gov];

'Dunham, Sarah (Dunham.Sarah@epa.gov)' [Dunham.Sarah@epa.gov]; Benjamin Hengst

[Hengst.Benjamin@epa.gov]

CC: Paul Machiele (machiele.paul@epa.gov) [machiele.paul@epa.gov]; Dallas Burkholder (burkholder.dallas@epa.gov)

[burkholder.dallas@epa.gov]

Subject: Meeting with Corn Growers Association re: RFS

Attachments: RE: National Corn Growers Association Meeting Request - RFS/renewable fuels; RE: National Corn Growers

Association Meeting Request - RFS/renewable fuels; 2021 External meeting requests_NCGA_March 22.docx

Location: Microsoft Teams

Start: 3/22/2021 2:00:00 PM **End**: 3/22/2021 2:30:00 PM

Show Time As: Busy

Required Goffman, Joseph; bergren@ncga.com; Nunez, Alejandra; 'Dunham, Sarah (Dunham.Sarah@epa.gov)'; Benjamin

Attendees: Hengst

Optional Paul Machiele (machiele.paul@epa.gov); Dallas Burkholder (burkholder.dallas@epa.gov)

Attendees:

RE: National Com Growers Associa... RE: National Corn Growers Associa... 2021 External meeting requests...

Microsoft Teams meeting

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From: Josh Price [jprice@heightllc.com]

Sent: 3/31/2020 3:11:59 PM

To: Woods, Andrea [Woods.Andrea@epa.gov]; Gunasekara, Mandy [gunasekara.Mandy@epa.gov]

Subject: Re: EPA Press Distro?

Great! Thank you both!

Josh Price

Senior Analyst, Energy & Utilities ©: 202-629-0009 | m: 202-436-2754 1775 Pennsylvania Ave. NW, 11th Fioor Washington, DC 20006

www.heightllc.com

From: Woods, Andrea < Woods. Andrea@epa.gov>

Sent: Tuesday, March 31, 2020 11:11 AM

To: Gunasekara, Mandy <gunasekara.Mandy@epa.gov>; Josh Price <jprice@heightllc.com>

Subject: RE: EPA Press Distro?

Sure -will add you now. Our press call started at 10:30 - dial in details are below in case you want to jump on:

Toll-Free Ex. 6 Personal Privacy (PP)
Access Code Ex. 6 Personal Privacy (PP)

From: Gunasekara, Mandy <gunasekara.Mandy@epa.gov>

Sent: Tuesday, March 31, 2020 11:10 AM

To: Josh Price <jprice@heightllc.com>; Woods, Andrea <Woods.Andrea@epa.gov>

Subject: Re: EPA Press Distro?

Andrea, can you help Josh and make sure he's on our distribution list.

Sent from my iPhone

On Mar 31, 2020, at 10:58 AM, Josh Price < iprice@heightllc.com > wrote:

Hi Mandy, hope you're well. Do you know who I should talk to to be added to EPA's press distro list? I saw you all are holding a conference on the SAFE rule and was hoping to dial in.

Let me know if you can help. No worries if not.

Thank you!

Josh Price

Senior Analyst, Energy & Utilities o: 202-629-0009 | m: 202-436-2754 1775 Pennsylvania Ave. NW, 11th Floor Washington, DC 20006 www.heightllc.com The information contained in this e-mail, along with any attachments, is intended solely for the private use of Height clients and prospective clients. Height does not guarantee the securacy, completeness or fimeliness of any information or analysis contained in this email. Users assume the entire cost and risk of any investment decisions they choose to make. Height shall not be liable for any loss or damages resulting from the use of the information contained in this e-mail. Should this e-mail contain a research report, this disclaimer is not intended to conflict with or supersede the research report disclaimer. Clients who wish to receive a copy of Part II of the Height Form ADV may request one by smalling Inte@heightlip.exim

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From: Goffman, Joseph [Goffman.Joseph@epa.gov]

Sent: 3/18/2021 2:44:22 PM

To: Goffman, Joseph [Goffman.Joseph@epa.gov]; bergren@ncga.com; Nunez, Alejandra [Nunez.Alejandra@epa.gov];

Dunham, Sarah [Dunham.Sarah@epa.gov]; Hengst, Benjamin [Hengst.Benjamin@epa.gov]

CC: Machiele, Paul [machiele.paul@epa.gov]; Burkholder, Dallas [burkholder.dallas@epa.gov]

Subject: Meeting with Corn Growers Association re: RFS

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Location: Microsoft Teams

Start: 3/22/2021 2:00:00 PM **End**: 3/22/2021 2:30:00 PM

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Required Goffman, Joseph; bergren@ncga.com; Nunez, Alejandra; 'Dunham, Sarah (Dunham.Sarah@epa.gov)'; Benjamin

Attendees: Hengst

Optional Paul Machiele (machiele.paul@epa.gov); Dallas Burkholder (burkholder.dallas@epa.gov)

Attendees:





RE: National Corn Growers Associa... RE: National Corn Growers Associa... 2021 External meeting requests...

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From: William Pack [willp@eprinc.org]

Sent: 7/24/2020 1:47:24 AM

To: heidi.king@mac.com; Max Pyziur [maxp@eprinc.org]; Idsal, Anne [idsal.anne@epa.gov]; Lucian Pugliaresi

[loup@eprinc.org]; Thomas Pyle [tpyle@ierdc.org]; Geoffrey Pohanka [gpohanka@pohanka.com];

jonathan.morrison@dot.gov; mills@digitalpowergroup.com; kstein@ierdc.org

CC: DeLuca, Isabel [DeLuca.Isabel@epa.gov]; Garrett Kehr [gkehr@ierdc.org]

Subject: Re: EPRINC/IER SAFE Rule Virtual Workshop Panelists

Flag: Follow up

All,

There will be an optional and short prep meeting for the virtual workshop tomorrow (Friday, 7/24) at 1pm EDT. We realize that this is short notice, but we plan to go over some details about the workshop that may be helpful to you all. The Zoom login information for the meeting is below, you should also all have a calendar invitation for it. Hope to see you there!

Topic: EPRINC/IER Virtual Workshop Prep

Time: Jul 24, 2020 01:00 PM Eastern Time (US and Canada)

Join Zoom Meeting

https://us02web.zoom.

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Meeting ID: Ex. 6 Personal Privacy (PP)

Passcode: (Ex. 6 Personal Privacy (PP) One tap mobile

Ex. 6 Personal Privacy (PP)

Ex. 6 Personal Privacy (PP)

Meeting ID: Ex 8 Personal Privacy (PP)

Passcode: Ex. 6 Personal Privacy (PP)

Join by Skype for Business

https://us02web.zoom. Ex. 6 Personal Privacy (PP)

Best regards,

William Pack

Senior Research Analyst

Energy Policy Research Foundation, Inc. (EPRINC)

1031 31st Street, NW Washington, D.C. 20007

Main: (202) 944-3339 Fax: (202) 944-9830 Cell: (301) 806-0661

WillP@eprinc.org

WWW.EPRINC.ORG

On Jul 22, 2020, at 2:34 PM, William Pack <willp@eprinc.org> wrote:

Dear Panelist:

Thank you so much for participating in Monday's upcoming workshop on the SAFE rule. The workshop will be invitation only so we know who is in the virtual room. Press will not be invited and we will operate under Chatham House rules. Also, please send me an email address for anyone you would like us to reach out and we will send them an invitation.

As you know, we will be using the Zoom platform. Only the panelists will be visible on the screen, but participants can ask questions directly or through a chat function. Panelists do not need to register for the event, instead I will send you a personalized panelist link from the Zoom software (it will look like it is coming from Zoom, so check your junk mailbox if you don't see it by COB today). Also, the virtual room will be open early in "Practice Mode" to panelists only by 9:45 a.m. EDT (Monday, July 27) to review any technical concerns. If you plan to show PowerPoint slides please let me know and we can review procedures for sharing your screen or you can send them to me in advance and I can show them for you.

Please do not hesitate to contact me or Lou directly if you have any questions. I have also attached the agenda.

Best regards, William Pack Senior Research Analyst Energy Policy Research Foundation, Inc. (EPRINC) 1031 31st Street, NW Washington, D.C. 20007 Main: (202) 944-3339

Fax: (202) 944-9830 Cell: (301) 806-0661

WillP@eprinc.org

WWW.EPRINC.ORG

<SAFE Rule Workshop Draft agenda July 15.pdf>

From: Goffman, Joseph [Goffman.Joseph@epa.gov]

Sent: 3/18/2021 2:44:22 PM

To: Goffman, Joseph [Goffman.Joseph@epa.gov]; bergren@ncga.com; Nunez, Alejandra [Nunez.Alejandra@epa.gov];

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